

REMARKS

This Amendment is submitted in response to the Examiner's Action dated December 4, 2002, having a shortened statutory period set to expire March 4, 2003.

In that action, the Examiner has rejected claims 1-2, 4-8, 10-11, 13-17, 19-20 and 22-26 under 35 U.S.C. § 102(b) as being anticipated by *Wharton et al.* (USP 5,831,664). That rejection, insofar as it might be applied to the claims, as amended herein, is respectfully traversed.

In the Examiner's action dated December 4, 2002, the Examiner has indicated that claims 9, 18 and 27 were objected to as depending from a rejected base claim. Based upon a careful consideration of the Examiner's comments, Applicant has submitted herewith newly submitted claims 28, 29 and 30, which correspond to claims 1, 10 and 19, respectively. In each of these claims, the analysis of a received data page and a display of that data page in either a first orientation or a second orientation within the display of the device is accomplished in response to that analysis. Applicant therefore urges that claims 28, 29 and 30 and the claims that depend therefrom are now patentable over *Wharton et al.* and withdrawal of this rejection is respectfully requested.

The Examiner has also rejected claims 3, 12, and 21 under 35 U.S.C. § 103(a) as being unpatentable over *Wharton et al.* and further in view of *Badger* (USP 5,973,664). That rejection is also respectfully traversed insofar as it might be applied to the claims as amended herein.

Badger is cited by the Examiner for its teaching of a display in either a first orientation or a second orientation wherein the orientations are separated by 90° degrees. Nothing within *Badger* shows or suggests, whether considered alone or in combination with *Wharton et al.*, the automatic display of a data page in either a first orientation or a second orientation in response to an analysis of that data page so that the data page may be displayed in an optimum manner within a display having a significantly larger first dimension than a second dimension. Consequently, Applicant urges that claims 3, 12, and 21, as dependent from the claims as newly submitted herewith, define a patentable subject matter and withdrawal of these rejections, and passage of this application to issued is therefore respectfully requested.

In view of the amendments submitted herewith, Applicant urges that all claims remaining in the present application are in condition for allowance and passage of this application to issuance is respectfully requested.

No fee is believed to be required; however, in the event any additional fees are required, please charge **IBM Corporation Deposit Account No. 09-0447**. No extension of time is believed to be required; however, in the event any extension of time is required, please consider that extension requested and please charge any associated fee and any additional required fees, to **IBM Corporation Deposit Account No. 09-0447**.

Respectfully submitted,



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